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FEDERAL COMMUNICATIONS COMMISSION
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July 31, 1992

ORIGINAL
FILE

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

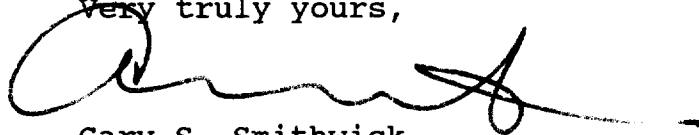
RE: MM Docket No. 92-33
Bible Broadcasting Network, Inc.
Conway, Florida
File No. BPED-890412MJ

Dear Ms. Searcy:

Transmitted herewith, on behalf of Bible Broadcasting Network, Inc., applicant for a construction permit for a new educational FM station at Conway, Florida (File No. BPED-890412MJ), are an original and six copies of a "Petition for Leave to Amend and Amendment" to the above-referenced application.

If there are any questions with respect to this matter, please communicate with the undersigned.

Very truly yours,



Gary S. Smithwick
Counsel for
BIBLE BROADCASTING NETWORK, INC.

GSS/pn
Enc.

cc: As per Certificate of Service
Conway Public File
Bible Broadcasting Network, Inc.

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JUL 31 1992

Before the
Federal Communications Commission

Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)	MM Docket No. 92-33
)	
CENTRAL FLORIDA EDUCATIONAL)	File No. BPED-881207MA
FOUNDATION, INC.)	
Channel 202C3)	
Union Park, Florida)	
)	
BIBLE BROADCASTING NETWORK, INC.)	File No. BPED-890412MJ
Channel 202C2)	
Conway, Florida)	
)	
SOUTHWEST FLORIDA COMMUNITY)	File No. BPED-891127MC
RADIO, INC.)	
Channel 202C2)	
Conway, Florida)	
)	
MIMS COMMUNITY RADIO, INC.)	File No. BPED-891127MD
Channel 202C1)	
Oak Hill, Florida)	
)	
HISPANIC BROADCAST SYSTEM, INC.)	File No. BPED-891128ME
Channel 202C3)	
Lake Mary, Florida)	
)	
For Construction Permit)	
For a, Noncommercial,)	
Educational New FM Station)	

TO: The Honorable Edward J. Kuhlmann
Administrative Law Judge

PETITION FOR LEAVE TO AMEND AND AMENDMENT

Bible Broadcasting Network, Inc. ("BBN"), applicant for a construction permit for a new educational FM station at Conway, Florida, by its attorney, hereby respectfully requests the Presiding Judge to grant it leave to amend its above-referenced application (File No. BPED-890412MJ) as set forth herein.

This amendment is being filed to update information concerning BBN's broadcast interests and applications as required by Section 1.65 of the Commission's Rules. The

amendment reports that (1) the application of BBN for a new non-commercial educational FM station at Fort Smith, Arkansas (File No. BPED-900816MA) was granted pursuant to Memorandum Opinion & Order, FCC 92M-734, released July 1, 1992; and (b) BBN's application for a new non-commercial educational FM station at Noblesville, Indiana, was denied by the full Commission on comparative grounds pursuant to Memorandum Opinion & Order, FCC 92-307, released July 22, 1992, which denied BBN's Application for Review.

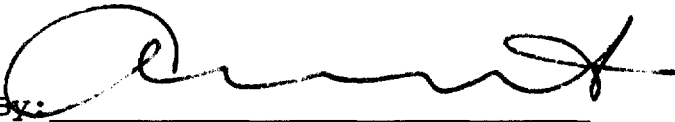
Good cause exists for this amendment. It is required by Section 1.65 of the Rules. The amendment also meets the test set forth in Erwin O'Conner Broadcasting Co., 22 FCC 2d 140, 143 (Rev. Bd. 1987). That is: (a) it was presented with due diligence; (b) it is involuntary; (c) no new parties or issues are required; (d) no disruption of the proceeding will occur; (e) no party will be prejudiced; and (f) no comparative advantage will accrue to the amending applicant.

WHEREFORE, good cause having been shown, BBN respectfully requests the Presiding Judge to grant it leave

to amend and accept the attached amendment to its pending application.

Respectfully submitted,

BIBLE BROADCASTING NETWORK, INC.

By: 

Gary S. Smithwick
J. Daniel Gillick
Its Attorneys

SMITHWICK & BELENDIUK, P.C.

1990 M Street, N.W.

Suite 510

Washington, D.C. 20036

(202) 785-2800

July 31, 1992

Before the
Federal Communications Commission

Washington, D.C. 20554

In the Matter of)	
Application of)	
)	
BIBLE BROADCASTING NETWORK, INC.)	File No. BPED-890412MJ
Conway, Florida)	
)	
For Construction Permit)	
for a New FM Station)	
on Channel 202C2)	
Conway, Florida)	

AMENDMENT

The above-referenced application of Bible Broadcasting Network, Inc. ("BBN"), for a construction permit for a new educational FM station at Conway, Florida, is amended by substituting the attached Exhibit 4 in order to update information concerning BBN's broadcast interests and applications. This amendment notifies the Commission that (a) the application of BBN for a new non-commercial educational FM station at Fort Smith, Arkansas (File No. BPED-900816MA) was granted pursuant to Memorandum Opinion & Order, FCC 92M-734, released July 1, 1992; and (b) BBN's application for a new non-commercial educational FM station at Noblesville, Indiana, was denied by the full Commission on comparative grounds pursuant to Memorandum Opinion & Order, FCC 92-307, released July 22, 1992, which denied BBN's Application for Review.

Executed this 30 day of July, 1992.

BIBLE BROADCASTING NETWORK, INC.

By: 
Lowell Davey
President

EXHIBIT 4

BBN is a non-profit, non-stock corporation which is licensed or permitted to operate a number of radio stations and FM translators. BBN operates its stations with a non-commercial educational format. The radio stations are as follows:

<u>Call Letters</u> ¹	<u>City of License</u>
KYFA(FM)	Amarillo, Texas
KYFB(FM)	Pine Bluff, Arkansas
KYFE(FM)	Alexandria, Louisiana
KYFI(FM)	Lafayette, Louisiana
KYFL(FM)	Monroe, Louisiana
KYFS(FM)	San Antonio, Texas
KYFT(FM)	Lubbock, Texas
KYFW(FM)	Wichita, Kansas
WHPE-FM	High Point, North Carolina
WYFA(FM)	Waynesboro, Georgia
WYFB(FM)	Gainesville, Florida
WYFC(FM)	Clinton, Tennessee
WYFD(FM) ²	Decatur, Alabama
WYFE(FM)	Tarpon Springs, Florida
WYFG(FM)	Gaffney, South Carolina
WYFH(FM) ³	North Charleston, South Carolina
WYFI(FM)	Norfolk, Virginia
WYFJ(FM) ⁴	Ashland, Virginia
WYFK(FM)	Columbus, Georgia
WYFL(FM)	Henderson, North Carolina
WYFN(AM)	Nashville, Tennessee
WYFO(FM)	Lakeland, Florida
WYFQ(AM)	Charlotte, North Carolina
WYFS(FM)	Savannah, Georgia
WYFT(FM)	Luray, Virginia
WYFV(FM)	Cayce, South Carolina
WYFY(FM)	Fisher, West Virginia

¹ Construction permit for WHGG(FM), Knoxville, Tennessee (File No. BPED-861015SY) was voluntarily forfeited and call sign canceled November 21, 1991. BBN determined despite best efforts of BBN and WATE-TV, Knoxville, Tennessee, that it was infeasible to construct WHGG's facilities consistent with constraints to WATE-TV, Channel 6.

² Application pending for modification of license to change from a class A facility to a class C2 facility (File No. BPED-910710MD).

³ Application for license pending (File No. BLED-911016KA).

⁴ Application pending for modification of license to increase power (File No. BMLH-900501KA).

WYFZ (FM)
New FM⁵

Evans, Georgia
Fort Smith, Arkansas

The FM translators are as follows:

<u>Call Letters</u>	<u>City of License</u>
W210AC	Southern Pines, North Carolina
W216AD	Schroon Lake, New York
W224AF	Danville, Virginia
W224AL	Westover Hills, Virginia
W261AM	Christiansburg, Virginia
W261AN	Blacksburg, Virginia
W296AF	Martinsville, Virginia
W296AM	Bassett Forks, Virginia
W204AN	Swainsboro, Georgia
W261AH	Radford, Virginia
W261AI	Fairlawn, Virginia
W253AA	Birmingham, Alabama
W216AK	Princeton, West Virginia
W221AK	Waynesboro, Virginia

BBN has an authorization for a fixed earth station located at Chesapeake, Virginia, granted August 2, 1991 (File No. 1687-DSE-P/L-89; call letters E890804).

BBN has applications for new FM Translators at the following communities:

<u>Community</u>	<u>FCC File Number</u>
Paris, TX	BPFT-880722TB (Dismissed Feb. 5, 1991)
Amarillo, TX	BPFT-880725TE (Dismissed Feb. 5, 1991)
Odessa, TX	BPFT-880725TD (Dismissed Feb. 5, 1991)
Wichita Falls, TX	BPFT-880725TC (Dismissed Feb. 5, 1991)
Salina, KS	BPFT-880728TB (Dismissed Feb. 5, 1991)
Topeka, KS	BPFT-880725TC (Dismissed Feb. 5, 1991)
Lake Charles, LA	BPFT-880801TM (Dismissed Feb. 5, 1991)
Lafayette, LA	BPFT-880801TB (Dismissed Feb. 5, 1991)
West Monroe, LA	BPFT-880728TA (Dismissed Feb. 5, 1991)
Tyler, TX	BPFT-880808TC (Dismissed April 3, 1990)
Springdale, AR	BPFT-880808TB (Dismissed Feb. 5, 1991)
Fort Smith, AR	BPFT-880808TD
Stillwater, OK	BPFT-880810TA (Dismissed Feb. 5, 1991)
Manhattan, KS	BPFT-880810TB (Dismissed Feb. 5, 1991)
Emporia, KS	BPFT-880810TC (Dismissed Feb. 5, 1991)
Jonesboro, AR	BPFT-880815TJ (Dismissed Feb. 5, 1991)
Pine Bluff, AR	BPFT-880815TI (Dismissed Feb. 5, 1991)

⁵ Joint Request for Approval of Settlement Agreement granted July 1, 1992 pursuant to Memorandum Opinion & Order, FCC 92M-734, released July 1, 1992.

New Iberia, LA	BPFT-880815TL	(Dismissed Feb. 5, 1991)
Roswell, NM	BPFT-880815TK	(Dismissed Feb. 5, 1991)
Lufkin, TX	BPFT-880906TC	(Dismissed Feb. 5, 1991)
Midland, TX	BPFT-880822TC	(Dismissed Feb. 5, 1991)
Beaumont, TX	BPFT-880822TD	(Dismissed Feb. 5, 1991)
Bryan, TX	BPFT-880822TE	(Dismissed Feb. 5, 1991)
Van Buren, AR	BPFT-880808TD	(Dismissed Feb. 5, 1991)
Abilene, TX	BPFT-880912TF	(Dismissed Feb. 5, 1991)
Grand Island, NE	BPFT-881011TI	(Dismissed Feb. 5, 1991)
Columbia, SC	BPFT-880922TA	(Returned April 3, 1990)
Lincoln, NE	BPFT-881011TI	(Returned April 3, 1990)
Alexandria, LA	BPFT-881019TA	(Dismissed Feb. 5, 1991)
Nacadoches, TX	BPFT-881019TB	(Returned April 3, 1990)
Longview, TX	BPFT-881121TG	(Dismissed Feb. 5, 1991)
Winchester, VA	BPFT-890313TF	
Fayetteville, NC	BPFT-891023TG	(Dismissed May 2, 1991)

BBN was an applicant for a new non-commercial educational FM station at Wilmington, North Carolina. The application was dismissed by the FCC after BBN did not continue to prosecute it.

BBN was also an applicant for a new non-commercial educational FM station at Noblesville, Indiana. The application was denied on comparative grounds by the FCC pursuant to Memorandum Opinion & Order, FCC 92-307, released July 22, 1992.

BBN was an applicant for new noncommercial educational FM stations at Topeka, Kansas (File No. BPED-901005MB); Live Oak, Texas (File No. BPED-880930MM), Salina, Kansas (File No. BPED-900730MH, MM Docket No. 91-287), and Martinez, Georgia (File No. BPED-900125MB). The applications were dismissed pursuant to settlement agreements.

Lowell Davey and Georgeanna Davey are officers and directors of Bible Broadcasting Network International, Inc., which is the permittee or licensee for the following FM translators:

<u>Call Letters</u>	<u>City of License</u>
W221AA	Stafford, VA
W221AH	Fredericksburg, VA
W221AK	Waynesboro, VA
W224AE	Wytheville, VA
W249AL	Pulaski, VA
W249AF	Salem, VA
W292CH	Williams Village, NC
W296AU	Harrisonburg, VA
W249AG	Roanoke, VA
W240AF	Charlottesville, VA

CERTIFICATE OF SERVICE

I, Patricia A. Neil, a secretary in the law firm of Smithwick, & Belendiuk, P.C., certify that on this 31st day of July, 1992, copies of the foregoing were mailed, postage prepared, to the following:

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FCC, Administrative Law Judge
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Washington, DC 20554

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Enforcement Division
Mass Media Bureau
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Washington, DC 20554

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Patricia A. Neil

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